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Fw: I got your call re: AOC

Sabrina Forrest to: andrew.neuhart, bonie.pate, wally.erickson, bruce.stover

07/11/2007 03:42 PM

From: Sabrina Forrest/EPR/R8/USEPA/US

To: andrew neuhart, bonie pate, Wally Erickson, Bruce Stover

Hi All, I have a question concerning one of Todd Hennis' ideas below - last paragraph from Todd. Wouldn't he be unable to remove bulkheads in the American Tunnel, since that work was part of the Consent Decree and permits with Sunnyside?

Sincerely,

Sabrina Forrest
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----- Forwarded by Sabrina Forrest/EPR/R8/USEPA/US on 07/11/2007 03:05 PM -----

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07/05/2007 10:47 AM

To Sabrina Forrest/EPR/R8/USEPA/US@EPA

cc

Subject Re: I got your call re: AOC

Sabrina-

On Monday July 2, 2007 I had contractor channel the Gold King 7 flow into a lined ditch for discharge onto native mountain at the upstream end of the Gold King dump. We also had the contractor open the road culvert, consolidate the dump from where the discharge had washed material, and had this covered.

From all reports and indications, it appears that the flows from the four "Sunnyside" discharges are increasing. For a variety of reasons, we want to do the following: Re-construct the portals on both Gold King 7 level and the Grand Mogul, and then clear out/rehabilitate the existing underground main drifts. This will allow qualified teams to go in and determine in the Gold King if there are discreet flows that can be dealt with, and in the Grand Mogul we can hopefully determine what level the mine pool is at and if the Queen Anne Creek inflow exists and if it can be choked off. Also, there is some concern that either an internal blockage let go at some point, or that one will in the near future. This work is going to cost a lot.

What we propose is not a court -ordained A.O.C. at this time, but rather

the boilerplate A.O.C./ that Mike Holmes has used for 10-20 similar situations here in Colorado. Once we can determine more about the origin and nature of the water flows, then we could hopefully work towards a court-ordained A.O.C. in conjunction with the treatment plant idea.

The situation just looks like it is increasing, and we see the need for work this summer.

On the water treatment plant, I would like to throw out one more idea- the aggregate flows of the four sites are now probably equal to or exceeding the flows when the American Tunnel was plugged one mile into the mountain. Instead of trying to capture the flows from four locations by pipelines that will expensive to keep unplugged and flowing, maybe the idea of removing the first two plugs from the American Tunnel should be looked at. This would eliminate the the red and Bonita flow completely, any residual Gold King flow could be discharged down the existing wide discharge drill hole connecting Gold King 7 with the American Tunnel (supposedly grouted off by Sunnyside). This may even draw down the mine pool enough that the Mogul may moderate or recede. It's an idea. This way only one flow point would be treated, without the massive cleaning of piplines.

For San Juan Corp.,

Todd C. Hennis, Pres.

>
> Hi Todd, Sorry for not calling back, I have been in meetings or in
> conference calls (as I am now) all afternoon, and I need to hit the
> headwinds for home soon. I assume you have already enlisted BLM for
> input related to the lands they have interest in, or that may be
> impacted by your holdings? If so, how do they want to proceed and did
> you want us all to be party to one enforceable document? Also, what
> were you expecting to receive with this AOC? Were you wanting the AOC
> would involve just the Gold King and Gran Mogul, or encompass all the
> properties where you have interest? I ask because I thought you had
> mentioned this to BLM related to work in and around the Mogul and Gran
> Mogul that might involve one of our OSCs overseeing the work.
>
> Have a good 4th of July. I will be back the 5th, hopefully we can
> catch up then.
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